

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1, 3 through 5, 12, and 19 through 22 are pending, with Claims 1 and 12 being independent. Claims 2, 6 through 11, and 13 through 18 have been cancelled without prejudice. Claims 1, 3 through 5, 12, and 19 have been amended. Claims 20 through 22 have been added. With respect to the amendments, Applicant wishes to direct the Examiner's attention to, e.g., page 11, line 18 through page 12, line 18. Of course, the claims are not limited to the disclosed embodiments.

Claims 17 through 19 were rejected under 35 U.S.C. § 101 as being non-statutory. All rejections are respectfully traversed, and are submitted to have been obviated by the amendment of the claims to recite a --computer-readable medium--.

Claims 6, 7, and 18 were rejected under 35 U.S.C. § 112, 2nd paragraph, as being incomplete for omitting a network creating step. All rejections are respectfully traversed, and are submitted to have been mooted by the cancellation without prejudice of the claims.

Claims 1 through 19 were variously rejected under 35 U.S.C. §§ 102 and 103 over US 2002/0007407 A1 (Klein) and US 7,146,130 B2 (Hsu, et al.) or combinations thereof.

All rejections relying upon Hsu, et al. are respectfully traversed, and are submitted to have been obviated by the filing herewith of a sworn translation of the priority application, Japanese Patent Appln. No. 2002-356737 filed December 9, 2002, from which application the subject application claims priority under 35 U.S.C. § 119, and which application pre-dates the February 24, 2003 filing date of Hsu, et al., thereby precluding application of that document under 35 U.S.C. § 102(e). MPEP 201.15.

Turning to Klein, Applicant wishes to point out that Claims 1 and 12 variously recite, *inter alia*, distinctly displaying network identification information discriminated as being used in the vicinity (discriminated by receiving a signal as claimed) and network identification information not discriminated as being used in the vicinity so that a user can select as claimed.

However, Applicant respectfully submits that Klein fails to disclose or suggest at least the above-discussed claimed features as recited, *inter alia*, in Claims 1 and 12. The Official Action relies upon Klein for showing, e.g., storing plural WLAN profiles; however, Applicant respectfully submits that Klein is silent as to the above-discussed claimed features including the distinct displaying (with receiving a signal) as claimed.

Applicant further respectfully submits that there has been no showing of any indication of motivation in the cited documents that would lead one having ordinary skill in the art to arrive at the above-discussed claimed features.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicant submits that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

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